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Sharon L. Tabor  
Sharon L. Tabor

Docket No. Brook.1023 (31964/1090)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT application of )  
Kenneth David HARRIS Jr. et al. ) Confirmation No. 2830  
Application No. 10/797,269 ) Group Art Unit: 2859  
Filed: March 10, 2004 ) Examiner: Mirellys Jagan  
For: SYSTEM AND METHOD FOR )  
DETERMINING TEMPERATURE OF FOOD )

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

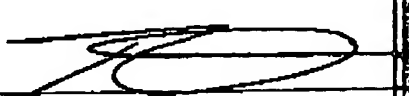
Sir:

In response to the restriction/election requirement set forth in the Office Action mailed May 17, 2005, Applicants hereby elect the species according to Species 1 for examination on the merits and subject to the right to file one or more divisional applications to one or more of the nonelected embodiments should rejoinder of the nonelected claims not be obtained upon finding of a generic claim to be allowable. It is noted that claims 1, 2, 7, 8, 12, and 14-17 are readable on the elected species.

Prompt examination of the application is respectfully requested.

Respectfully submitted,

Dated: June 15, 2005

  
Tim L. Brackett, Jr.  
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